

Panaji, 15th June, 1995 (Jyaistha 25, 1917)

SERIES II No. 11

OFFICIAL GAZETTE



GOVERNMENT OF GOA

Note:— There is one Extraordinary issue to the Official Gazette, Series II No. 10 dated 8-6-95, namely, Extraordinary dated 12-6-95 from pages 89 to 96 regarding Notifications from Revenue Department.

GOVERNMENT OF GOA

Agriculture Department

Order

No. 2-7-93-AGR

On the recommendation of the Goa Public Service Commission vide their letter No. COM/I/5/2(1)/93 dated 18-10-94, the Government is pleased to appoint the following to the post of Assistant Agriculture Officer (Group "B") Gazetted in the Directorate of Agriculture as direct recruit on regular basis in the pay scale of Rs. 1640-60-60-EB-75-2900 plus the other allowances with immediate effect and are posted at the places shown against them in column 3 below:—

The appointment is on officiating basis and they will be on probation for a period of two years.

Sr. No.	Name of the Official	Place of posting
1	2	3
1.	Shri Sachin K. Tendulkar	Office of the Farm Superintendent, Kodar.
2.	Shri Anil A. de Noronha	Zonal Agriculture Office, Satari.
3.	Shri Shivram B. Naik Gaonkar	Extension Training Centre, Ela-Old-Goa.

By order and in the name of the Governor of Goa.
D. H. Kenowadeker, Under Secretary (Agriculture).

Panaji, 23rd March, 1995.

Revenue Department

Order

No. 35/1/95-RD

In exercise of the powers conferred by clause (a) of sub-section (1) of section 9 of the Indian Stamp Act, 1899 (Central Act 2 of 1899) (hereinafter referred to as the 'said Act'), the Government of Goa hereby remits the duties with which the conveyance, namely, the sale deed when executed between the Sports Authority of Goa and the Mormugao Municipal Council in respect of the Tilak Maidan, Vasco da Gama, is chargeable under the said Act.

By order and in the name of the Governor of Goa.
R. T. Khorjuvenkar, Under Secretary (Revenue).

Panaji, 7th June, 1995.

Notification

No. 22/59/93-RD

Whereas it appears to the Government of Goa (hereinafter referred to as "the Government") that the land specified in the Schedule appended hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. Construction of Tondwaddo, Pocwado, Nagwado, Humpto Chawl road in a length of 1845 mts, in Betalbatim Village of Salcete Taluka (addl. area).

Now, therefore, the Government hereby notifies, under sub-section (1) of section 4 of the Land Acquisition Act, 1894 (Central Act 1 of 1894) (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contract for the disposal of the said land by sale, lease, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed under paragraph 4 below, after the date of the publication of this Notification, will, under clause (seventh) of section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under section 6 of the said Act will be published in the Official Gazette and in two daily newspapers and public notice thereof shall be given in due course. If the acquisition is abandoned wholly or in part, the fact will also be notified in the same manner.

4. The Government further appoints under clause (c) of section 3 of the said Act, the Land Acquisition Officer, P.W.D. (Cell), Altinho, Panaji, to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government also authorises, under sub-section (2) of section 4 of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector, South Goa District, Margao.
2. The Land Acquisition Officer, P. W. D. (Cell), Altinho, Panaji.
3. The Executive Engineer, W. D. VI, S. D. I, P. W. D., Fatorda, Margao-Goa.
4. The Director of Settlement and Land Records, Panaji-Goa.

6. A rough plan of the said land is available for inspection in the Office of the Land Acquisition Officer, P. W. D. (Cell), Altinho, Panaji, for a period of 30 days from the date of publication of this Notification in Official Gazette.

SCHEDULE

(Description of the said land)

Taluka: Salcete

Village: Betalbatim

Survey No./ Sub. Div. No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3
80/2 part	Fabrica de Betalbatim.	150
"/4 "	Joaquim Manuel M. Fdes.	275
"/5 "	Antonio Caraciol Noronha.	250
"/12 "	1. Teotónio Alemão. 2. Celestina Magdalina Fernandes. 3. Xavier Fernandes.	450
"/16 "	Antonio Aurelio Barretto.	600
81/1 "	Comunidade.	25
"/6 "	Palmira Cota.	75
"/5 "	Babacia Lobo.	100
"/7 "	Conceicao Fernandes.	150
"/9 "	Palmira Cota.	75
"/11 "	Agostino Costa.	125
"/15 "	Gabriel Fernandes.	200
"/17 "	Eduardo Cota.	500
"/20 "	Roy Olav D'Menezes Antao.	30
"/21 "	Maria Filomena Vaz. E. Fernandes.	30
77/10 "	Candolina Fernandes.	150
91/5 "	Eliza Furtado Figueiredo.	150
"/22 "	Alba Fernandes.	15
89/2 "	Jose Lourenco Noronha.	125
"/3 "	Ezaltacao D'Souza.	330
70 "	Joao F. C. Pereira	600
69/2 "	Jose Dos Reis.	350
/7 "	Jos Maria Afonso.	750
"/10 "	Elvira Barretto e Tereza.	125

Boundaries:

North : Road.

South : 81/18.

East : 80/2, 5, 12, 17 and 18.

East : 81/7, 81/11, 81/15, 81/18.

West : 80/2, 4, 12, 16, Nalla, 81/1,
81/5, 9, 11, 13, 17, 20 and 21.

North : 77/10, 88/5, 91/18, Road.

South : 77/11, 91/17, 22, 89/6.

East : 77/5, 11, 91/5, 22, 89/2, 3.

West : 77/9, 10, 91/5, 21, 89/23.

Total 5030

By order and in the name of the Governor of Goa.

E. A. Cardozo, Under Secretary (Revenue).

Panaji, 23rd March, 1995.

Notification

No. 22/49/94-RD

Whereas by Government Notification No. 22/49/94-RD dated 26-5-94 published on page — of Series II, No. 11 of the Official Gazette, dated 18-6-94 and in two newspapers (1) Navhind Times dated 13-6-94 (2) Rashtramat dated 10-6-94 it was notified under section 4 of the Land Acquisition Act, 1894 (Central Act 1 of 1894) (hereinafter referred to as "the said Act") that the land, specified in the Schedule appended to the said Notification was likely to be needed for the public purpose viz. Rural water supply scheme to village Gocoldem in Quepem Taluka.

And whereas, the Government of Goa (hereinafter referred to as "the Government") after considering the report made under sub-section (2) of section 5A of the said Act is satisfied that the land specified in the Schedule hereto is needed for the public purpose specified above (hereinafter referred to as "the said land").

Now, therefore, the Government hereby declares, under the provisions of section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government also hereby appoints, under clause (c) of section 3 of the said Act, the Land Acquisition Officer, P. W. D. (Cell), Altinho Panaji to perform the functions of a Collector for all proceedings, hereinafter to be taken in respect of the said land, and directs him under section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the Office of the said the Land Acquisition Officer, P. W. D. (Cell), Altinho Panaji till the award is made under section 11.

SCHEDULE

(Description of the said land)

Taluka: Quepem

Village: Gocoldem

Survey No./ Sub. Div. No.	Name of the person believed to be interested	Approx. area in sq. mts.
1	2	3
29/2 part	Govind Janu Gaonkar.	407
Boundaries:		
North: S. No. 29/2 Part.		
South: S. No. 29/2 Part.		
East: Nala.		
West: S. No. 29/2 Part.		
Total:		407

By order and in the name of the Governor of Goa.

R. T. Khorjuvenkar, Under Secretary (Revenue).

Panaji, 6th June, 1995.

Public Health Department

Order

No. 4-10-92-I/PHD(2)

Read:- (1) Government order No. 13/8/95-I/PHD dated 24-3-95.

(2) Government order No. 4-10-92-I/PHD(1) dated 24-3-95.

Consequent upon transferring of posts of School Health Officer under the Directorate of Health Services in the equal grade post of Health Officer at the Primary Health Centre indicated in the above referred Government order No. 13/8/95-I/PHD dated 24-3-95 below mentioned Health Officers are posted against the transferred post with immediate effect.

Sr. No.	Name of the person	Place of posting
1.	Dr. Joaquim A. C. Fermino de Rocha, School Health Officer, Panaji.	Health Officer, Primary Health Centre, Bali.
2.	Dr. Shrikant P. Shirgaonkar, School Health Officer, Mapusa.	Health Officer, Primary Health Centre, Candolim.
3.	Dr. Umesh Panandikar, School Health Officer, Margao.	Health Officer, Primary Health Centre, Cansaulim.
4.	Dr. A. R. Sawant, Medical Officer, Hospicio Hospital, Margao on promotion to the post of Health Officer.	Health Officer, Primary Health Centre, Curtorim.

By order and in the name of the Governor of Goa.

Maria A. Rodrigues, Under Secretary (Health).

Panaji, 27th March, 1995.

Notification

No. 9/11/88-III/PHD(2)

Read:- Notification No. 9/11/88-III/PHD(2) dated 22-7-1993.

In exercise of the powers conferred by sub-section (1) of Section 37 of the Mental Health Act, 1987 (Central Act 14 of 1987), and in supersession of Government Notification of even number dated 22-7-1993, the Government of Goa hereby appoints the following Visitors for the Institute of Psychiatry and Human Behaviour, Altinho, Panaji, namely:-

- (1) Director, Institute of Psychiatry and Human Behaviour.
- (2) The Director of Health Services or his nominee.
- (3) Inspector General of Prisons, North Goa Collectorate, Panaji.
- (4) Mrs. Grace D'Souza, Saligao, Bardez-Goa.
- (5) Msgr. Fr. Alberto Luis, Bishops Palace, Altinho-Panaji-Goa.
- (6) Medical Superintendent, Institute of Psychiatry & Human Behaviour, Altinho, Panaji-Goa.

By order and in the name of the Governor of Goa.

Maria A. Rodrigues, Under Secretary (Health).

Panaji, 22nd March, 1995.

Notification

No. 9/11/88-III/PHD (1)

Read:- Notification No. 9/11/88-III/PHD dated 22-7-1993.

In exercise of the powers conferred by sub-section (1) of section 4 of the Mental Health Act, 1987 (Central Act 14 of 1987), read with rules 3 and 5 of the State Mental Health Rules, 1990, the Government of Goa hereby establishes the Goa State Mental Health Authority consisting of the following members, namely:-

- (1) Secretary (Health), — Chairman.
- (2) Director, Institute of Psychiatry & Human Behaviour — Official member.
- (3) Director of Health Services — Official member.
- (4) Mr. J. Martins, Psychiatric Social Worker, C/o Society for Community Counselling Services, P. B. No. 721, Margao-Goa — Non official member.
- (5) Dr. Lourenco S. A. Rodrigues, Private Medical Psychiatrist, C/o Kerkar Nursing Home, Aquem, Margao-Goa — Non-official member.
- (6) Dr. P. K. Chakravarti, Clinical Psychologist — Official member.
- (7) Medical Superintendent, Institute of Psychiatry & Human Behaviour — Member Secretary.

This issues in supersession of Government Notification of even number dated 22-7-1993.

By order and in the name of the Governor of Goa.

Maria A. Rodrigues, Under Secretary (Health).

Panaji, 22nd March, 1995.

Department of Labour

Order

No. 28/8/95-LAB

Whereas the Government of Goa is of the opinion that an industrial dispute exists between the Management of M/s. Soft Goods, Nuvem and their workmen represented by Goa Trade and Commercial Workers' Union in respect of the

matter specified in the Schedule annexed hereto (hereinafter referred to as the 'said dispute');

And Whereas the Government of Goa considers it expedient to refer the said dispute for adjudication.

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947) (hereinafter referred to as the 'said Act'), the Government of Goa hereby refers the said dispute for adjudication to the Industrial Tribunal of Goa, Daman and Diu at Panaji-Goa, constituted under section 7-A of the said Act.

SCHEDULE

- (1) Whether the action of the management of M/s. Soft Foods, Nuvem, in retrenching S/Shri Domnic Gonsalves and Bernardo Miranda, both drivers with effect from 16-8-94 is legal and justified?
- (2) Whether the action of the management of M/s. Soft Foods, Nuvem, in terminating the services of the following 9 workmen with effect from 22-8-94 is legal and justified?

- (1) Jose G. Dourado.
- (2) Joe Braganza.
- (3) Ramesh Verekar.
- (4) Ulhas Kerkar.
- (5) Roque Figueredo.
- (6) Peter Pongo.
- (7) Acsuena D'Souza.
- (8) Manelina Colaco.
- (9) Beny Fernandes.

- (3) If the answers to (1) and (2) above are negative, to what relief the above 11 workmen are entitled?

By order and in the name of the Governor of Goa.

F. O. D'Costa, Under Secretary (Labour).

Panaji, 10th April, 1995.

Order

No. 28/13/95-LAB

Whereas the Government of Goa is of the opinion that an industrial dispute exists between the management of M/s. M. R. F. Ltd., Ponda, and their workman Shri D. S. Sawant represented by Goa Trade and Commercial Workers' Union in respect of the matter specified in the Schedule annexed hereto (hereinafter referred to as the 'said dispute');

And whereas the Government of Goa considers it expedient to refer the said dispute for adjudication.

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947) (hereinafter referred to as the 'said Act'), the Government of Goa hereby refers the said dispute for adjudication to the Industrial Tribunal of Goa, Daman and Diu at Panaji-Goa, constituted under section 7-A of the said Act.

SCHEDULE

"Whether the action of the management of M. R. F. Ltd., Ponda Goa, in terminating the services of Shri D. S. Sawant, operator, with effect from 12-8-1993, is legal and justified?

If not, to what relief the workman is entitled?"

By order and in the name of the Governor of Goa.

F. O. D'Costa, Under Secretary (Labour).

Panaji, 18th April, 1995.

Order

No. 28/13/90-LAB

The following Award given by the Industrial Tribunal, Goa, Daman and Diu is hereby published as required under the provisions of section 17 of the Industrial Dispute Act, 1947 (Central Act XIV of 1947).

By order and in the name of the Governor of Goa.

V. G. Manerkar, Under Secretary (Labour).

Panaji, 10th June, 1992.

IN THE INDUSTRIAL TRIBUNAL, GOVERNMENT OF GOA AT PANAJI

(Before Shri M. A. Dhavale, Hon'ble Presiding Officer)

Ref. No. IT/13/90

Shri Gurudas R. S. Narvekar — Workman/Party I

V/s

M/s Shantilal Khushaldas & Bros.

Pvt. Ltd.

— Employer/Party II

Workman represented by Shri K. V. Nadkarni.

Employer represented by Adv. M. S. Bandodkar.

Panaji, dated, 27th May, 1992.

A W A R D

In exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Government of Goa by its order No. 28/13/90-LAB dated 29th March, 1990 has referred the following issues for adjudication by this Tribunal:

"Whether the action of the management of M/s Shantilal Khushaldas and Bros. Pvt. Limited, Margao, in superannuating Shri Gurudas R. S. Narvekar, with effect from 2-4-88 leads to termination of his services".

If so, to what relief the workman is entitled to?"

2. On receipt of this reference, a case at No. IT/13/90 was registered and notices were sent to both the parties, in response to which they appeared and submitted their pleadings which can be found at Exb. 2 & 3. However, it was submitted that the matter is likely to be settled and hence the matter was adjourned for settlement from time to time. Finally, on this date i. e. 26th May, 1992, both the parties submitted a settlement which has been duly verified by me in the presence of the parties and their Advocates. Under the terms of this settlement Party II—Company/Employer agreed to pay Rs. 10,000/- in full and final settlement of the claim made by Party I-Workman. Accordingly, a cheque for the afore-said amount was offered to the workman which he has accepted in full settlement of his claim. In view of this state of affairs, I pass the following consent award.

ORDER

In terms of the settlement recorded at Exb. 16, the following consent award is hereby passed.

1. It is agreed by the company that Shri Gurudas R. S. Narvekar shall be paid a sum of Rs. 10,000/- (Rupees Ten thousand only) in full and final settlement of his claims arising out of his employment with the company.

2. It is agreed by Shri Gurudas R. S. Narvekar that he shall accept the amount mentioned in clause (1) in full and final settlement of his claim arising out of his employment with the company and further confirms that he has fully satisfied his all claims in the above reference and fur-

ther confirms that he has no claims of whatsoever nature against the company including his claim of reinstatement and further confirms that he is fully satisfied with whatsoever his claims in above reference in view of his settlement.

3. It is agreed that amount mentioned in Clause (1) shall be paid to Mr. Gurudas R. S. Narvekar in the court today.

No order as to costs. Inform the Government accordingly.

Sd/-

(M. A. Dhavale)
Presiding Officer
Industrial Tribunal

Notification

No. 24/1/95-LAB

In exercise of the powers conferred by section 87 read with section 91A of the Employees' State Insurance Act, 1948 (Central Act XXXIV of 1948) (hereinafter called the 'said Act'), the Government of Goa hereby exempts the factories/establishments specified in the Schedule hereto from the operation of the said Act for the period from 1st July, 1993 to 31st March, 1995.

SCHEDULE

- (1) Redrying unmanufactured leaf tobacco.
- (2) Salt Manufacturing.
- (3) Wool Pressing either with or without cotton pressing and ginning.

By order and in the name of the Governor of Goa.

F. O. D'Costa, Under Secretary (Labour).

Panaji, 21st March, 1995.

Corrigendum

No. 28/26/92-LAB

Read: Govt. Order No. 28/26/92-LAB dated 8-12-1992.

For the words M/s. Morning Star Confectioners Pvt. Ltd. appearing in the 1st para and 2nd line of item No. 2 of the schedule of the Govt. order referred to above, the words M/s. Morning Star Confectioners (Morning Star Bakery), Margao shall be substituted.

By order and in the name of the Governor of Goa.

F. O. D'Costa, Under Secretary (Labour).

Panaji, 17th April, 1995.

Corrigendum

In the Schedule to the Order No. 10/9/94-DMA/Vol. XII/128 dated 18-4-95, published in the Official Gazette Series II No. 3 dated 20-4-95 (Extraordinary No. 2) in column 3 the following may be read:

On page 26, against Ward III - in the 2nd line "133 to 133/C" instead of "133 to 138";

On page 30 against Bhirona of Ward No. II after entry "870," read — "670 and 698";

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